

AMENDED IN ASSEMBLY MAY 17, 2010
AMENDED IN ASSEMBLY APRIL 12, 2010
AMENDED IN ASSEMBLY MARCH 10, 2010
AMENDED IN ASSEMBLY MARCH 2, 2010

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 1671

Introduced by Assembly Member Jeffries

January 20, 2010

An act to amend Section 25060 of the Government Code, relating to county government.

LEGISLATIVE COUNSEL'S DIGEST

AB 1671, as amended, Jeffries. County board of supervisors: vacancy: appointment.

Existing law requires the Governor to fill a vacancy on any county board of supervisors.

This bill would require the Governor to fill the vacancy within 90 days, and if the Governor fails to act within 90 days, the bill would authorize the board of supervisors, *within the next 90 days*, to appoint an individual to fill the vacancy ~~or to call a special election to fill the vacancy. This bill would also authorize a quorum of the board of supervisors to vote to authorize the Governor to appoint a person to fill the vacancy within an additional 30 days of the board's authorizing vote, and if the Governor fails to do so, would authorize the board to appoint an individual~~, call a special election *to fill the vacancy*, or leave the vacancy open *until the next regularly scheduled general election*, as provided. *The bill would provide that if the Governor and board of*

supervisors both fail to act, then the vacancy shall remain open until the next regular election at which time a successor may be elected.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 25060 of the Government Code is
2 amended to read:
3 25060. (a) Whenever a vacancy occurs in any board of
4 supervisors, the Governor shall fill the vacancy within 90 days.
5 (b) If the Governor fails to act within 90 days pursuant to
6 subdivision (a), the board of supervisors shall, *within 90 days*, do
7 one of the following:
8 (1) Appoint an individual, *by vote of a quorum of the board*, to
9 fill the vacancy ~~within 90 days of the last day the Governor could~~
10 ~~have appointed an individual pursuant to subdivision (a).~~
11 (2) ~~Call~~ *Vote, by a quorum of the board, to call* a special election
12 to fill the vacancy.
13 (3) ~~Authorize the Governor to appoint an individual to fill the~~
14 ~~vacancy within 30 days of the board's authorizing vote.~~
15 (4) ~~If the Governor fails to appoint an individual within 30 days~~
16 ~~of the authorizing vote, the board of supervisors shall appoint an~~
17 ~~individual pursuant to paragraph (1), call a special election pursuant~~
18 ~~to paragraph (2), or vote to leave the vacancy open until the next~~
19 ~~regular election at which a successor may be elected.~~
20 (3) *Vote, by a quorum of the board, to leave the seat vacant*
21 *until the next regularly scheduled election.*
22 (c) *If the Governor fails to act within 90 days pursuant to*
23 *subdivision (a) and the board of supervisors fails to act within 90*
24 *days pursuant to subdivision (b), then the vacancy shall remain*
25 *open until the next regular election at which time a successor may*
26 *be elected.*
27 (e)
28 (d) Any person appointed or elected shall hold office until the
29 election and qualification of his or her successor pursuant to
30 Section 25061.

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